

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re IBM Subpoena in the matter of:

INTERNATIONAL BUSINESS MACHINES
CORPORATION,

Plaintiff and Counterclaim
Defendant,

v.

PLATFORM SOLUTIONS, INC.,

Defendant and Counterclaimant.

CASE NO. 5:07-mc-80174-JW PVT

Underlying action pending in the United States
District Court for the Southern District of New
York, CASE NO. CV 06-13565 SCR

**AMENDED ~~[PROPOSED]~~ ORDER
GRANTING NONPARTY HEWLETT-
PACKARD COMPANY'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL UNREDACTED PAGES OF
EXHIBITS TO DECLARATION OF
ANGELIQUE KAOUNIS IN SUPPORT OF
MOTION TO MODIFY SUBPOENA AND
FOR A PROTECTIVE ORDER**

Date: September 11, 2007

Time: 10:00 a. m.

Place: Courtroom 5

Before: The Honorable Patricia V. Trumbull

Good cause appearing therefore, IT IS HEREBY ORDERED THAT the following documents lodged with the Court by Hewlett-Packard Company ("HP") shall be filed under seal:

1. Pages 5 (para. 18 on page 3 of the underlying document) and 10 (on page 8 of the underlying document, the third full line of Request No. 1) of the subpoena IBM served on HP on May 31, 2007 in the underlying matter, lodged with this Court on July 2, 2007 as Exhibit B to the *Declaration of Angelique Kaounis in Support of HP's Motion to Modify Subpoena and for a Protective Order* ("Kaounis Dec. I").

2. Pages 6 (para. 9 on page 5 of the underlying document), 10 and 11 (page 9, line 4-5 and page 10, lines 1-2 of the underlying document) of *HP's Objections and Responses to the May 31, 2007 IBM Subpoena* served on IBM's counsel on June 29, 2007, and lodged with this Court on July 2, 2007, as Exhibit G to the Kaounis Dec. I.

IT IS SO ORDERED.

Dated: July 9, 2007



HONORABLE PATRICIA V. TRUMBULL
UNITED STATES MAGISTRATE JUDGE

Respectfully submitted,

GIBSON, DUNN & CRUTCHER LLP

By: /s/ Angelique Kaounis

Angelique Kaounis

Attorneys for NONPARTY

HEWLETT-PACKARD COMPANY